

Message Text

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ACTION IO-13

INFO OCT-01 ADP-00 AF-10 ARA-11 EA-11 EUR-25 NEA-10 RSC-01

OIC-04 CIAE-00 DODE-00 PM-09 H-02 INR-09 L-03 NSAE-00

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E. O. 11652: N/ A

TAGS: SOCI, ECOSOC

SUBJECT: HUMAN RIGHTS COMMISSION - RIGHTS OF NON- NATIONALS

(ITEM 9(E)

UK HAS TABLED FOLLOWING DRAFT ON SUBJECT ITEM AND INTENDS
TO PRESS TO VOTE:

BEGIN TEXT. THE COMMISSION ON HUMAN RIGHTS

NOTING RESOLUTION 8 (XXV) OF THE SUB- COMMISSION
ON PREVENTION OF DISCRIMINATION AND PROTECTION OF
MINORITIES,

RECALLING ITS RESOLUTION 3 (XXIX)
RECOMMENDS THAT ECOSOC SHOULD ADOPT THE FOLLOWING
DRAFT RESOLUTION:

THE ECONOMIC AND SOCIAL COUNCIL,
REAFFIRMING THE PRINCIPLES OF THE SOVEREIGN EQUALITY
OF STATES AND OF NON- INTERFERENCE IN DOMESTIC AFFAIRS,
EMPHASIZING THAT NON- CITIZENS MUST OBSERVE THE LAWS
IN FORCE IN THE STATE IN WHICH THEY RESIDE,
RECALLING THE PROVISIONS OF THE UNIVERSAL DECLARA-
TION OF HUMAN RIGHTS, WHICH PROCLAIM THAT EVERYONE IS
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ENTITLED TO ALL THE RIGHTS AND FREEDOMS SET FORTH IN THE
DECLARATION WITHOUT DISTINCTION OF ANY KIND,

NOTING THAT THE PROVISIONS OF THE INTERNATIONAL
CONVENTION ON THE ELIMINATION OF ALL FORMS OF RACIAL
DISCRIMINATION DO NOT APPLY TO DISTINCTIONS, EXCLUSIONS,
RESTRICTIONS AND PREFERENCES MADE BY STATES BETWEEN
CITIZENS AND NON- CITIZENS AND THAT OTHER INSTRUMENTS FOR
THE PROTECTION OF HUMAN RIGHTS CONTAIN LIKE QUALIFICATIONS
WITH RESPECT TO CERTAIN RIGHTS,

BELIEVING NEVERTHELESS THAT AT ALL TIMES INDIVIDUALS,
BOTH CITIZENS AND NON- CITIZENS ALIKE, REMAIN UNDER THE
PROTECTION AND AUTHORITY OF INTERNATIONAL LAW AS THEY
RESULT FROM THE PRINCIPLES OF HUMANITY AND THE DICTATES OF
THE PUBLIC CONSCIENCE,

1. REQUESTS THE SUB- COMMISSION ON PREVENTION OF
DISCRIMINATION AND PROTECTION OF MINORITIES TO CONSIDER
AS A MATTER OF PRIORITY AT ITS 26 TH SESSION WHAT PRINCIPLES
SHOULD BE ESTABLISHED FOR THE PROTECTION OF THE HUMAN RIGHTS
OF ALL INDIVIDUALS WHO ARE NOT CITIZENS OF THE COUNTRY IN
WHICH THEY RESIDE, WITH A VIEW TO PREPARING A DRAFT DECLARA-
TION ON THIS SUBJECT, AND TO SUBMIT ITS RECOMMENDATIONS TO
THE COMMISSION ON HUMAN RIGHTS AT ITS 30 TH SESSION;

2. REQUESTS THE COMMISSION ON HUMAN RIGHTS TO
CONSIDER THIS ITEM AS A MATTER OF PRIORITY AT ITS
30 TH SESSION AND TO DEVOTE PARTICULAR ATTENTION TO THE
PROBLEMS OF SAFEGUARDING TO NON- CITIZENS AS MANY AS
POSSIBLE OF THE RIGHTS SET FORTH IN ARTICLE 5 OF THE
INTERNATIONAL CONVENTION ON THE ELIMINATION OF ALL FORMS
OF RACIAL DISCRIMINATION;

3. REQUESTS THE GENERAL ASSEMBLY TO BRING THIS
RESOLUTION TO THE ATTENTION OF THE COMMITTEE ON THE
ELIMINATION OF RACIAL DISCRIMINATION WHEN IT CONSIDERS
THE COMMITTEE' S REPORT SUBMITTED UNDER ARTICLE 9 OF THE
INTERNATIONAL CONVENTION ON THE ELIMINATION OF ALL FORMS
OF RACIAL DISCRIMINATION AND TO INVITE THE COMMITTEE TO
TAKE ACCOUNT OF THE PROBLEMS OF NON- CITIZENS WHEN CON-
SIDERING THE REPORTS SUBMITTED BY STATES PARTIES UNDER
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ARTICLE 9 OF THE CONVENTION;

4. URGES STATES, PENDING THE ADOPTING OF FURTHER
MEASURES IN THIS FIELD, TO ACCORD THE HIGHEST LEVEL OF
PROTECTION TO ALL INDIVIDUALS WHO ARE NOT THEIR CITIZENS
BUT WHO ARE NEVERTHELESS UNDER THEIR JURISDICTION;

5. CALLS UPON STATES PARTIES TO THE VIENNA CONVENTION
ON CONSULAR RELATIONS TO IMPLEMEN
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